

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

11 UNITED STATES OF AMERICA,) 3:17-cr-00008-HDM-WGC
12 Plaintiff,)
13 vs.) ORDER
14 CONNOR TIMOTHY WOODS,)
15 Defendant.)
16)

17 Before the Court is defendant's motion for reconsideration of
18 the denial of the motion for suppression of evidence (ECF No. 78).
19 The government responded (ECF No. 85), and defendant replied (ECF
20 No. 87).

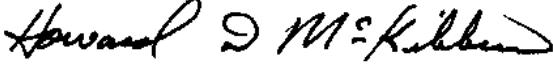
21 The sole issue raised in the defendant's motion is that a
22 detective of the Reno Police Department, in response to a request
23 by the defendant, said he would contact the FBI and ask if they
24 would speak to the defendant. Thereafter, the defendant admitted
25 to his involvement in the Robbery. The defense contends this
26 conduct rendered his statement involuntary. Upon reviewing the
27 record, the Court finds no evidence that the Reno Police Department
28 detective made promises that provided the defendant with a tangible

1 benefit relating to his charges or confinement. Further, the
2 evidence now relied on by the defendant does not establish that the
3 detective's promise to contact the FBI was sufficiently compelling
4 to overbear defendant's will in light of all the attendant
5 circumstances. See *United States v. Leon Guerrero*, 847 F.2d 1363,
6 1366 (9th Cir. 1988); *Schneckloth v. Bustamonte*, 412 U.S. 218, 226-
7 27 (1973). Finally, the Court finds that the agreement of the
8 detective to contact the FBI did not rise to the level "of the kind
9 of misbehavior that so shocks the sensibilities of civilized
10 society..." as to render the confession involuntary. *Ortiz v.*
11 *Uribe*, 671 F.3d 863, 869 (9th Cir. 2011) (internal citations
12 omitted).

13 Accordingly, defendant's motion for reconsideration (ECF No.
14 78) is **DENIED**.

15 IT IS SO ORDERED.

16 DATED: This 15th day of February, 2018.

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19 UNITED STATES DISTRICT JUDGE
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